

REMARKS

Claims 134-135, 142-147, 154-158, 160-163, 165-169, 171-173, and 175-176 are pending in the present application. A notice of allowance was mailed August 28, 2009. Pursuant to 37 CFR § 1.312, applicants presently amend claims 134, 143, 145, 155, 158, 168, and 175. The amendments are directed to ensuring that the recitations of the claims have proper antecedent bases, and to correcting grammatical errors in the claims. Applicants submit that the amendments pertain only to matters of form, and do not affect the substance of the claims. No new matter is added. The examiner is respectfully requested to consider the amendment and enter the amendment before issuance of the present application.

Should the examiner have any questions or concerns that might be efficiently resolved by way of a telephonic interview, the examiner is invited to call applicants' undersigned attorney, Jon M. Isaacson, at **206-332-1102**.

Remarks regarding patent term extension calculation

In good faith and in the interest of accuracy, applicants outline below what they perceive to be an error by the Patent Office in calculating the patent term extension for this application. By these remarks, applicants merely wish to make the Patent Office aware of the perceived error; however, applicants are not filing a request for recalculation under 37 CFR § 1.705(b). Further, applicants respectfully submit that these remarks do not constitute a failure of the applicants to engage in reasonable efforts to conclude prosecution.

Applicants believe that the Patent Office failed to take into account seven days of applicant delay when calculating the patent term extension. A notice to file missing parts was issued by the Patent Office on November 13, 2000. Applicants filed a response to the notice on February 20, 2001. Thus, applicants' response to the notice to file missing parts was filed three months and seven days after the mailing of the notice. Applicants believe that, according to 37 CFR § 1.704(b), the timing of the response resulted in seven days of applicant delay. However, the patent term adjustments shown on the PAIR website does not appear to take into account these seven days of applicant delay.

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